

\_\_\_\_\_ BILL NO. \_\_\_\_\_

INTRODUCED BY \_\_\_\_\_  
(Primary Sponsor)

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE AUTHORITY OF A BOARD OF COUNTY COMMISSIONERS TO SUPERVISE COUNTY AND OTHER OFFICERS; CLARIFYING THAT A BOARD OF COUNTY COMMISSIONERS MAY NOT ASSUME CONTROL OVER THE MANNER IN WHICH A COUNTY OR OTHER OFFICER PERFORMS THE OFFICER'S DUTIES; REQUIRING THAT CERTAIN CONTRACTS FOR SERVICES BE REVIEWED BY THE OFFICER; AND AMENDING SECTION 7-4-2110, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 7-4-2110, MCA, is amended to read:

**"7-4-2110. Supervision of county and other officers -- limitations.** (1) The board of county commissioners has jurisdiction and power, under the limitations and restrictions that are prescribed by law and subject to the provisions of subsections (2) and (3), to:

(1)(a) supervise the official conduct of all county officers and officers of all districts and other subdivisions of the county charged with assessing, collecting, safekeeping, managing, or disbursing public revenue;

(2)(b) see that the officers faithfully perform their statutory duties;

(3)(c) direct prosecutions for delinquencies;

(4)(d) when necessary, require the officers to renew their official bonds, make reports, and present their books and accounts for inspection; and

(5)(e) require the officers to supervise staff in a manner that complies with personnel policies and procedures adopted by the county governing body.

(2) In the exercise of its power under subsection (1) and notwithstanding the provisions of subsection (1)(e), the board of county commissioners may not assume control over the manner in which the county officer performs the officer's statutory duties or the manner in which the officer conducts the office's daily operations.

(3) A board of county commissioners may not enter into a contract for services that directly affects the operations or budget of a county officer unless the officer has reviewed the contract and provided a statement as to whether or not the contract will adversely impact operations or interfere with the officer's ability to perform the officer's statutory duties."

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